

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ESTHER KIOBEL, et al.,

Plaintiffs,

v.

ROYAL DUTCH PETROLEUM COMPANY, et al.,

Defendants.

Civil Action No. 1:02-cv-07618

**PLAINTIFF'S NOTICE OF MOTION AND MOTION TO CLARIFY AND/OR
MODIFY ORDER REGARDING CONFIDENTIALITY OF DISCOVERY MATERIALS**

PLEASE TAKE NOTICE that upon the Declaration of Marco Simons, dated May 15, 2009, and the Memorandum of Law in Support of Plaintiff's Motion to Clarify and/or Modify Stipulation and Order Regarding Confidentiality of Discovery Materials, dated May 15, 2019, and all prior proceedings herein, Plaintiff Esther Kiobel hereby moves this Court, before the Hon. Kimba Wood, at the U.S. District Courthouse, 500 Pearl Street, New York, NY, for an order, pursuant to paragraph 23 of Exhibit A of the Court's Order Regarding Confidentiality of Discovery Materials, filed October 28, 2002, clarifying that that Order allows use of confidential materials in support of Ms. Kiobel's claims being litigated in the Netherlands, or in the alternative modifying the Order to allow such use, and granting such other and further relief as the Court deems just and proper.

Dated: May 15, 2019

Respectfully submitted,

s/ BENJAMIN HOFFMAN, ESQ.

Benjamin Hoffman, Esq.

Bar Code for S.D.N.Y.: BH2543

Columbia Law School Human Rights Clinic
Morningside Heights Legal Services, Inc.

435 West 116th Street

New York, NY 10027

Tel: 212-854-3954

bhoffman@law.columbia.edu

Marco Simons (*pro hac vice* application pending)
marco@earthrights.org
MacKenna Graziano (admission pending)*
kenna@earthrights.org
EarthRights International
1612 K Street N.W., Suite 401
Washington, D.C. 20006
Tel: 202-466-5188
Fax: 202-466-5189

* Ms. Graziano's application for admission has been accepted, and she is scheduled to be sworn in to this Court on June 4, 2019.